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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA

vs.

Case:2:17-cr-20775
Judge: Berg, Terrence G.
MJ: Patti, Anthony P.
Filed: 11-15-2017 At 11:45 AM
INDI USA VS BUCCI (DP)

D-1 DINO BUCCI,

Defendant.

VIOLATIONS:

**18 U.S.C. § 371 (Conspiracy)
18 U.S.C. § 666(a) (Bribery and Theft)
18 U.S.C. § 1951 (Extortion)
18 U.S.C. § 1341 (Mail Fraud)
18 U.S.C. § 1956(a) (Money Laundering)**

INDICTMENT

The Grand Jury charges:

GENERAL ALLEGATIONS

At all times relevant to this Indictment, all of the following was true:

1. **DINO BUCCI** was an agent of the Charter Township of Macomb, Michigan ("Macomb Township"), as well as an agent of Macomb County, Michigan ("Macomb County"), both local government entities that received federal assistance in excess of \$10,000 in each of the calendar years 2008 through 2016.
2. From November 2000, through December 2016, **DINO BUCCI** served as an elected trustee of Macomb Township.

3. From October 3, 1994, through December 2016, **DINO BUCCI** worked as an employee of the Macomb County Department of Public Works.

4. Christopher Sorrentino owned a construction business that operated in Macomb Township and Macomb County.

5. Clifford Freitas served as an elected trustee of Macomb Township in 2016.

6. Charles B. Rizzo was the Chief Executive Officer of Rizzo Environmental Services for most of 2016. In 2016, Rizzo Environmental Services had a contract with Macomb Township to perform garbage collection and hauling services for the township's residents.

7. Paulin Modi was an owner and employee of an engineering firm, which performed work for Macomb County and Macomb Township.

8. *Developer A* was a business owner who conducted real estate development and other business activities in Macomb Township and Macomb County.

9. *Residential Development R* was a housing development project proposed by *Developer A* in Macomb Township.

10. *Developer B* was a business owner who conducted real estate development and other business activities in Macomb Township and Macomb County.

11. *Engineering Firm A* was a Michigan business that provided engineering consulting services to Macomb Township and Macomb County.

12. *Engineering Firm B* was a Michigan business that provided engineering consulting services to Macomb Township and Macomb County.

13. *Engineering Firm C* was a Michigan business that provided engineering consulting services to Macomb County and Macomb Township.

14. All "Overt Acts" referred to in this indictment occurred in the Eastern District of Michigan.

COUNT ONE

(18 U.S.C. §§ 371 & 666(a) – Conspiracy to commit Bribery
Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

THE CONSPIRACY

1. Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count One as if fully set forth herein.

2. From in or about 2008, through in or about November 2016, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did unlawfully, willfully, and knowingly combine, conspire, confederate, and agree with public officials in Macomb County, Paulin Modi, employees of *Engineering Firm A*, employees of *Engineering Firm B*, employees of *Engineering Firm C*, an employee of Macomb Township, and other individuals to corruptly solicit and

demand for the benefit of any person, and accept and agree to accept, tens of thousands of dollars in cash, hundreds of thousands of dollars in personal checks, tickets to fundraising events, tickets to golf outings, and gift cards for **DINO BUCCI** and his co-conspirators, with the intent to influence and reward **DINO BUCCI** and other public officials conspiring with **DINO BUCCI** in connection with a business, transaction, or series of transactions of Macomb Township and Macomb County involving \$5,000 or more, in violation of Title 18, United States Code, Section 666(a).

**MANNER AND MEANS BY WHICH THE
CONSPIRACY WAS CARRIED OUT**

3. It was part of the conspiracy that **DINO BUCCI** directed his co-conspirators to provide tens of thousands of dollars in cash, personal checks, and gift cards to **BUCCI** in exchange for **BUCCI** and his co-conspirators causing *Engineering Firm A* and *Engineering Firm B* to be awarded consulting work and contracts with Macomb Township and Macomb County.

4. It was further part of the conspiracy that **DINO BUCCI** directed Paulin Modi, employees of *Engineering Firms A, B, and C*, and other contractors, to pay hundreds of thousands of dollars to purchase tickets to political fundraising events for **BUCCI** and **BUCCI's** political allies, such as golf outings and dinners, in exchange for **BUCCI** and his co-conspirators causing these individuals and entities

to be awarded consulting work and contracts with Macomb Township and Macomb County.

5. It was further part of the conspiracy that Paulin Modi, employees of *Engineering Firms A, B, and C*, and contractors provided items of value to **DINO BUCCI** and his co-conspirators, including cash, personal checks (including for the purchase of tickets to political fundraising events), and gift cards, in order to obtain consulting work and contracts with Macomb Township and Macomb County.

OVERT ACTS

In furtherance of the unlawful conspiracy, and to effect its objectives, the co-conspirators committed the following overt acts, among others:

6. In or about 2008, **DINO BUCCI** told an employee of *Engineering Firm A* that he would like *Engineering Firm A* to give him \$3,500 in cash. Employees of *Engineering Firm A* decided to give the cash to **DINO BUCCI** because they understood that they needed to “pay-to-play” in order to do business in Macomb County and Macomb Township.

7. In or about 2008, an employee of *Engineering Firm A* delivered a sealed envelope containing \$3,500 in cash to **DINO BUCCI** in the parking lot of *Engineering Firm A*.

8. In or about 2012, Paulin Modi paid thousands of dollars to **DINO BUCCI** in order to purchase tickets to political fundraising events. Modi knew that

he had to pay the money in order to “get in the game” and get engineering work with Macomb Township and Macomb County. Eventually, during the course of the conspiracy, Modi and *Engineering Firm C* paid tens of thousands of dollars to **DINO BUCCI** for tickets to fundraising events.

9. In or about June of 2012, **DINO BUCCI** asked an individual who had formerly worked for *Engineering Firm A*, to speak with employees at *Engineering Firm A* and tell them that **BUCCI** wanted \$500 in cash.

10. In or about June of 2012, that same individual, with the consent of employees of *Engineering Firm A*, gave **DINO BUCCI** \$500 cash.

11. In or about June of 2012, an employee of *Engineering Firm A* reimbursed that individual for the \$500 cash payment to **DINO BUCCI**, by giving the individual \$500 in Costco gift cards.

12. In or about the winter of 2014, the individual who had formerly worked for *Engineering Firm A* arranged a meeting between **DINO BUCCI** and an employee of *Engineering Firm B*, who had been seeking to obtain field service work for his firm from Macomb Township.

13. In or about the spring of 2014, at the Macomb Township Hall, **DINO BUCCI** told an employee of *Engineering Firm B* that he wanted \$10,000 in cash. In making the demand for \$10,000 in cash, **DINO BUCCI** stated: “Let’s see if

they're going to play or not." The employee refused to give \$10,000 in cash to **DINO BUCCI**.

14. In response to the employee's refusal, **DINO BUCCI** shut down all work by *Engineering Firm B* with Macomb Township in the spring of 2014.

15. In the spring of 2014, executives of *Engineering Firm B* then removed the employee from any dealings with **DINO BUCCI**, Macomb Township, or Macomb County.

16. In the spring of 2014, *Engineering Firm B* gave money to **DINO BUCCI** in the form of thousands of dollars in checks identified as campaign contributions.

17. In the spring of 2014, in exchange for the money paid by *Engineering Firm B*, **DINO BUCCI** allowed *Engineering Firm B* to restart its business with Macomb Township.

18. In or about December of 2014, an employee of *Engineering Firm B*, who had previously worked for *Engineering Firm A*, provided **DINO BUCCI** with a personal check for \$2,000 made out to an individual whose name was provided by **BUCCI**.

19. In or about December of 2014, an employee of *Engineering Firm B*, at **DINO BUCCI's** request, gave **BUCCI** a \$500 gift card for Partridge Creek Mall.

All in violation of Title 18, United States Code, Sections 371 and 666(a).

COUNT TWO

(18 U.S.C. §§ 371 & 666(a) – Conspiracy to commit Bribery and Theft
Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

THE CONSPIRACY

1. Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Two as if fully set forth herein.

2. From in or about the summer of 2014, until in or about the summer of 2016, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** and Christopher Sorrentino, did unlawfully, willfully, and knowingly combine, conspire, confederate, and agree, with each other and with other individuals, to:

- a. corruptly solicit and demand for the benefit of any person, and accept and agree to accept, at least \$96,000 in cash for **DINO BUCCI**, with the intent to influence and reward **BUCCI** in connection with a business, transaction, or series of transactions of Macomb Township involving \$5,000 or more; and
- b. embezzle, steal and obtain by fraud, over \$96,000 belonging to Macomb Township,

in violation of Title 18, United States Code, Section 666(a).

**MANNER AND MEANS BY WHICH THE
CONSPIRACY WAS CARRIED OUT**

3. It was part of the conspiracy that **DINO BUCCI** directed Christopher Sorrentino to submit bids for Macomb Township paving projects, including concrete paving at the township hall and township fire station.

4. **DINO BUCCI** arranged for another contractor ("the paving contractor") to do the paving work at the township hall and township fire station for amounts less than Sorrentino's bids. **DINO BUCCI** made it appear that the paving contractor was a subcontractor of Sorrentino, when in truth and in fact, Sorrentino had never met the paving contractor and was unaware of the paving contractor's existence until the contractor began work on the township hall project.

5. At **DINO BUCCI's** direction, Sorrentino paid the paving contractor once Sorrentino was paid the higher bid amount by the township.

6. At **DINO BUCCI's** direction, Sorrentino paid **BUCCI** cash kickbacks that amounted to the difference between the cost of the paving work and the excessive bid by Sorrentino, less money for Sorrentino to pay a portion of his income taxes.

7. **DINO BUCCI** promised to give Sorrentino future work with Macomb Township in exchange for the cash kickbacks and Sorrentino's assistance in **BUCCI's** embezzlement from Macomb Township.

8. **DINO BUCCI** directed paving work to Sorrentino for private individuals, in order to compensate Sorrentino for assisting **BUCCI** in **BUCCI's** efforts to embezzle money from Macomb Township. For this private work, **DINO BUCCI** required Sorrentino to give **BUCCI** a portion of Sorrentino's profit. When Sorrentino was late in giving **BUCCI** his portion of the profit on the private work, **BUCCI** used his public position to block or delay Sorrentino from receiving payment on his work for Macomb County on public works.

OVERT ACTS

In furtherance of the unlawful conspiracy, and to effect its objectives, the co-conspirators committed the following overt acts, among others:

9. In or about August 2014, **DINO BUCCI** arranged for the paving contractor to repave the township hall parking lot for the price of \$181,055.

10. On or about August 20, 2014, at the direction of **DINO BUCCI**, Sorrentino submitted a bid of \$257,800 for the township hall parking lot repaving project.

11. On or about November 3, 2014, Sorrentino negotiated a check from Macomb Township in the amount of \$254,500.

12. On or about November 5, 2014, Sorrentino cashed and caused other people to cash a series of checks in amounts under \$10,000 in order to obtain \$66,000 in cash to give to **DINO BUCCI**.

13. On or about November 5, 2014, Sorrentino met with **DINO BUCCI** at the Macomb County Department of Public Works office in Clinton Township, Michigan, where Sorrentino gave **BUCCI** a bag containing \$66,000 in cash. During the meeting, **DINO BUCCI** yelled at Sorrentino for not being secretive enough in giving **BUCCI** the bag of money.

14. In or about March 2015, **DINO BUCCI** arranged for the paving contractor to repave the township fire department parking lot for the price of \$210,000.

15. In or about March 2015, at the direction of **DINO BUCCI**, Sorrentino submitted a bid of \$264,703 for the township fire department parking lot repaving project.

16. In or about November 2015, Sorrentino negotiated a check dated November 5, 2015, from Macomb Township in the amount of \$264,703.

17. In or about November 2015, and in the months soon thereafter, at the direction of **DINO BUCCI**, Sorrentino gave **BUCCI** at least \$30,000 in cash.

All in violation of Title 18, United States Code, Sections 371 and 666(a).

COUNT THREE

(18 U.S.C. § 666(a) – Bribery Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Three as if fully set forth herein.

On or about November 5, 2014, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did corruptly solicit and demand for the benefit of any person, and accept and agree to accept, \$66,000 in cash from Christopher Sorrentino, intending to be influenced and rewarded in connection with business and transactions of Macomb Township involving \$5,000 or more.

All in violation of Title 18, United States Code, Section 666(a).

COUNT FOUR

(18 U.S.C. § 666(a) – Theft Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Four as if fully set forth herein.

On or about November 3, 2014, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did embezzle, steal, and obtain by fraud, more than \$66,000, which was owned by and under the care, custody and control of Macomb Township.

All in violation of Title 18, United States Code, Section 666(a).

COUNT FIVE

(18 U.S.C. § 1956(a)(1) – Money Laundering)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Five as if fully set forth herein.

In or about November 2014, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI**, knowing that the property involved represented the proceeds from some form of specified unlawful activity, as defined in Title 18, United States Code, Section 1956(c)(7), that is, bribery and theft, felonies under Title 18, United States Code, Section 666, did himself and did aid and abet others, including Christopher Sorrentino, in knowingly, intentionally, and unlawfully conducting and causing to be conducted financial transactions in and affecting interstate commerce which involved the proceeds of said unlawful activity, with the intent to conceal and disguise the nature, location, source, ownership, and control of the proceeds of said unlawful activity.

All in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i).

COUNT SIX

(18 U.S.C. § 666(a) – Bribery Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Six as if fully set forth herein.

In or about March 2015, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did corruptly solicit and demand for the benefit of any person, and accept and agree to accept, at least \$30,000 in cash from Christopher Sorrentino, intending to be influenced and rewarded in connection with business and transactions of Macomb Township involving \$5,000 or more.

All in violation of Title 18, United States Code, Section 666(a).

COUNT SEVEN

(18 U.S.C. § 666(a) – Theft Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Seven as if fully set forth herein.

In or about March 2015, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did embezzle, steal, and obtain by fraud, more than \$30,000, which was owned by and under the care, custody and control of Macomb Township.

All in violation of Title 18, United States Code, Section 666(a).

COUNT EIGHT

(18 U.S.C. § 1341— Mail Fraud)

D-1 DINO BUCCI

1. Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Eight as if fully set forth herein.

2. Defendant **DINO BUCCI**, knowingly and with intent to defraud, devised and executed a scheme to defraud and to obtain money from Macomb Township and its insurance company by means of false and fraudulent material pretenses, representations, and promises.

THE SCHEME TO DEFRAUD

3. In or about September 2014, water damage occurred to several ceiling tiles in the Macomb Township Hall, located at 54111 Broughton Road, Macomb Township, Michigan. **DINO BUCCI** enlisted the assistance of *Developer A* to steal money from the township. At the direction of **DINO BUCCI**, *Developer A* invoiced Macomb Township \$14,483.70 for the ceiling tile repairs, which were performed by another company at the cost of only \$2,400. After *Developer A* was overpaid for the tile repairs by the township, and at the direction of **DINO BUCCI**, *Developer A*, paid approximately \$12,000 to **BUCCI**. *Developer A* paid **DINO BUCCI** in the

form of cash, free plumbing work, and free kitchen cabinets installed in **BUCCI's** home.

4. On about November 21, 2014, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI**, in executing the scheme to defraud, knowingly caused checks and invoices to be delivered by mail.

All in violation of Title 18, United States Code, Section 1341.

COUNT NINE

(18 U.S.C. § 1956(a)(1) – Money Laundering)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Nine as if fully set forth herein.

From in or about November 2014, through in or about January 2015, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI**, knowing that the property involved represented the proceeds from some form of specified unlawful activity, as defined in Title 18, United States Code, Section 1956(c)(7), that is, mail fraud, a felony under Title 18, United States Code, Section 1341, did himself and did aid and abet others in knowingly, intentionally, and unlawfully conducting and causing to be conducted financial transactions in and affecting interstate commerce which involved the proceeds of said unlawful activity,

with the intent to conceal and disguise the nature, location, source, ownership, and control of the proceeds of said unlawful activity.

All in violation of Title 18, United States Code, Section 1956(a)(1)(B)(i).

COUNT TEN

(18 U.S.C. § 1951 – Extortion: Miscellaneous payments by *Developer A*)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Ten as if fully set forth herein.

In and between 2011 and 2016, in the Eastern District of Michigan, defendant **DINO BUCCI** did knowingly and unlawfully obstruct, delay and affect interstate commerce by extortion, in that he obtained payments from *Developer A* of over \$10,000 each calendar year, with the consent of *Developer A*, induced by wrongful use of fear of economic harm and under color of official right.

All in violation of Title 18, United States Code, Section 1951.

COUNT ELEVEN

(18 U.S.C. § 1951 – Attempted Extortion: Property Commission Scheme)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Eleven as if fully set forth herein.

In or about 2014, in the Eastern District of Michigan, defendant **DINO BUCCI** did knowingly and unlawfully attempt to obstruct, delay and affect interstate commerce through extortion, in that he attempted to obtain payments from *Developer A* of approximately \$50,000 in a property commission scheme involving the sale of Macomb Township property, with the consent of *Developer A*, induced by wrongful use of fear of economic harm and under color of official right.

All in violation of Title 18, United States Code, Section 1951.

COUNT TWELVE

(18 U.S.C. § 1951 – Extortion: *Residential Development R*)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Twelve as if fully set forth herein.

On or about May 8, 2015, in the Eastern District of Michigan, defendant **DINO BUCCI** did knowingly and unlawfully obstruct, delay and affect interstate commerce through extortion, in that he obtained a \$3,500 cash payment from *Developer A* related to *Residential Development R*, with the consent of *Developer A*, induced by wrongful use of fear of economic harm and under color of official right.

All in violation of Title 18, United States Code, Section 1951.

COUNTS THIRTEEN THROUGH SIXTEEN

(18 U.S.C. § 666(a) – Theft Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

1. Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Counts Thirteen through Sixteen as if fully set forth herein.

2. For each of the calendar years identified below, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did embezzle, steal, and obtain by fraud, property valued at \$5,000 or more each year, which was owned by and under the care, custody, and control of Macomb County. In each calendar year identified below, that is, 2013 through 2016, **DINO BUCCI** converted to his personal use and stole the following property of Macomb County:

- a. Snow plows, trucks, and labor of Macomb County Department of Public Works employees working on County-paid time, whom **DINO BUCCI** would make plow his and his relatives and friends' driveways on snowy mornings, even before **BUCCI** permitted them to plow County owned properties.
- b. Those same employees' County-paid time and labor to perform routine maintenance at **DINO BUCCI**'s home, including yard clean-up, removing pinecones, moving lawn furniture, and other tasks.

- c. A Macomb County Department of Public Works employee on County-paid time who was tasked with driving **DINO BUCCI's** child to school each morning, which was approximately a twenty-five minute drive each way.
- d. Macomb County Department of Public Works employees who **DINO BUCCI** made work on County-paid time to place campaign signs for **BUCCI** and his favored political candidates, and remove campaign signs of **BUCCI's** rivals.
- e. Macomb County Department of Public Works employees who were tasked by **DINO BUCCI** to provide personal moving services on County-paid time, including a trip to Ohio to move the belongings of the girlfriend of **BUCCI's** associate and the movement of the personal belongings of **BUCCI's** associate.

3. In conducting his theft from Macomb County, **DINO BUCCI** threatened to punish Macomb County employees if they did not do these personal errands and tasks for **BUCCI**. For example, **DINO BUCCI** threatened to send employees home for weeks without pay, to take away the use of county vehicles, to take away overtime pay opportunities, and to send employees to an undesirable workstation with a twenty-four hour shift if they did not perform tasks to benefit **BUCCI** personally or to benefit his political allies, unrelated to county work.

4. Each of the following constitutes a separate count of this Indictment:

| Count | Defendant | Calendar Year |
|-------|-----------------------|---------------|
| 13 | D-1 DINO BUCCI | 2013 |
| 14 | D-1 DINO BUCCI | 2014 |
| 15 | D-1 DINO BUCCI | 2015 |
| 16 | D-1 DINO BUCCI | 2016 |

All in violation of Title 18, United States Code, Section 666(a).

COUNT SEVENTEEN

(18 U.S.C. §§ 371 & 666(a) – Conspiracy to commit Bribery
Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

THE CONSPIRACY

1. Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Seventeen as if fully set forth herein.

2. From in or about 2012, through about November of 2016, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did unlawfully, willfully, and knowingly combine, conspire, confederate, and agree, with *Developer B*, to corruptly solicit and demand for the benefit of any person, and accept and agree to accept, over \$10,000 for **DINO BUCCI**, with the intent to influence and reward **DINO BUCCI** in connection with a business, transaction, or series of transactions

of Macomb Township involving \$5,000 or more, in violation of Title 18, United States Code, Section 666(a).

**MANNER AND MEANS BY WHICH THE
CONSPIRACY WAS CARRIED OUT**

3. It was part of the conspiracy that **DINO BUCCI** would notify *Developer B* whenever Macomb Township had property in the township that it could sell to *Developer B*.

4. It was further part of the conspiracy that **DINO BUCCI** would use his official position as a trustee with Macomb Township to ensure that *Developer B* could purchase property owned by the township, including **BUCCI** voting in favor of selling township property to *Developer B*.

5. It was further part of the conspiracy that *Developer B* would pay **DINO BUCCI** a kickback of at least \$10,000 after *Developer B* purchased property from Macomb Township.

OVERT ACTS

In furtherance of the unlawful conspiracy, and to effect its objectives, the co-conspirators committed the following overt acts, among others:

6. In or about 2012, **DINO BUCCI** told *Developer B* about some parcels of land that Macomb Township had acquired through a tax foreclosure.

7. In or about 2012, **DINO BUCCI** used his position as a trustee to facilitate the sale of those parcels of land to *Developer B*, including voting in favor of the sale of the parcels to *Developer B*.

8. In or about 2012, after *Developer B* purchased the parcels, *Developer B* paid **DINO BUCCI** \$10,000.

9. In or about 2016, **DINO BUCCI** told *Developer B* about 40 acres of land that Macomb Township had acquired through a tax foreclosure.

10. In or about 2016, *Developer B* promised to pay at least a \$25,000 kickback to **DINO BUCCI** if he were able to facilitate a sale of the 40 acres to *Developer B*.

11. In or about 2016, *Developer B* gave a \$20,000 deposit to Macomb Township to purchase the 40 acres.

All in violation of Title 18, United States Code, Sections 371 and 666(a).

COUNT EIGHTEEN

(18 U.S.C. § 666(a) – Bribery Concerning Programs Receiving Federal Funds)

D-1 DINO BUCCI

Paragraphs 1 through 14 of the General Allegations are hereby re-alleged and incorporated by reference in Count Eighteen as if fully set forth herein.

On or about June 30, 2016, in the Eastern District of Michigan, Southern Division, defendant **DINO BUCCI** did corruptly solicit and demand for the benefit

of any person, and accept and agree to accept, a check for \$7,500 from Charles B. Rizzo, intending to be influenced and rewarded in connection with business and transactions of Macomb Township involving \$5,000 or more, namely, arranging for Rizzo Environmental Services' trash bill for township residents to be placed on the water bill of the township, and he was aided and abetted by Clifford Freitas.

All in violation of Title 18, United States Code, Section 666(a).

FORFEITURE ALLEGATIONS

(18.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c) – Criminal Forfeiture)

1. The allegations contained in Counts One through Eighteen of this Indictment are hereby realleged and incorporated by reference for the purpose of alleging forfeitures pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

2. Upon conviction of a conspiracy to violate Title 18, United States Code, Section 666(a), in violation of Title 18, United States Code, Section 371, as set forth in Counts 1, 2, 17, and 18 of this Indictment, the defendant, **DINO BUCCI**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from gross proceeds traceable to said violations. The United States shall also seek the imposition of a personal forfeiture money judgment against the defendant in an amount up to the

value of gross proceeds obtained as a result of the defendant's participation in the conspiracy to violate Title 18, United States Code, Section 666(a).

3. Upon conviction of the offenses in violation of Title 18, United States Code, Section 666(a) set forth in Counts 3, 4, 6, 7, 13-16, and 18 of this Indictment, the defendant, **DINO BUCCI**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from gross proceeds traceable to the offenses. The United States shall also seek the imposition of a personal forfeiture money judgment against the defendant in an amount up to the value of gross proceeds obtained as a result of the defendant's violations of Title 18, United States Code, Section 666(a).

4. Upon conviction of the offenses in violation of Title 18, United States Code, Section 1341 set forth in Count 8 of this Indictment, the defendant, **DINO BUCCI**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from gross proceeds traceable to the offense. The United States shall also seek the imposition of a personal forfeiture money judgment against the defendant in an amount up to the value of gross proceeds obtained as a result of the defendant's violations of Title 18, United States Code, Section 1341.

5. Upon conviction of the offense in violation of Title 18, United States Code, Section 1951 set forth in Counts 10, 11, and 12 of this Indictment, the defendant, **DINO BUCCI**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from gross proceeds traceable to the offenses. The United States shall also seek the imposition of a personal forfeiture money judgment against the defendant in an amount up to the value of gross proceeds obtained as a result of the defendant's violations of Title 18, United States Code, Section 1951.

6. Upon conviction of the offense in violation of Title 18, United States Code, Section 1956 set forth in Counts 5 and 9 of this Indictment, the defendant, **DINO BUCCI**, shall forfeit to the United States of America, pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from gross proceeds traceable to the offenses. The United States shall also seek the imposition of a personal forfeiture money judgment against the defendant in an amount up to the value of gross proceeds obtained as a result of the defendant's violations of Title 18, United States Code, Section 1956.

7. If any of the property described above, as a result of any act or omission of the defendant:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

All pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c).

THIS IS A TRUE BILL

s/Grand Jury Foreperson
GRAND JURY FOREPERSON.

DANIEL L. LEMISCH
Acting United States Attorney

s/R. Michael Bullotta
R. MICHAEL BULLOTTA
Assistant United States Attorney

s/David A. Gardey
DAVID A. GARDEY
Assistant United States Attorney
Chief, Public Corruption Unit

Dated: November 15, 2017

| | | |
|--|----------------------------------|--------------------|
| United States District Court Eastern District of Michigan | Criminal Case Cover Sheet | Case Number |
|--|----------------------------------|--------------------|

NOTE: It is the responsibility of the Assistant U.S. Attorney signing this form to complete it accurately in all respects.

| | |
|--|---|
| Companion Case Information | Companion Case Number: 16-20732, 17-20363 & 17-20568 |
| This may be a companion case based upon LCrR 57.10 (b)(4) ¹ : | Judge Assigned: Robert H. Cleland |
| <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | AUSA's Initials: <i>RMB</i> |

Case Title: USA v. D-1 DINO BUCCI

County where offense occurred : Macomb

Check One: ☒ **Felony** ☐ **Misdemeanor** ☐ **Petty**

☒ Indictment/ ☐ Information — **no prior complaint.**
☐ Indictment/ ☐ Information — **based upon prior complaint [Case number: _____]**
☐ Indictment/ ☐ Information — **based upon LCrR 57.10 (d) [Complete Superseding section below].**

Superseding Case Information

Superseding to Case No: _____ **Judge:** _____

- ☐ Corrects errors; no additional charges or defendants.
☐ Involves, for plea purposes, different charges or adds counts.
☐ Embraces same subject matter but adds the additional defendants or charges below:


Defendant name

Charges

Prior Complaint (if applicable)

Please take notice that the below listed Assistant United States Attorney is the attorney of record for the above captioned case.

November 15, 2017
Date


R. MICHAEL BULLOTTA
Assistant United States Attorney
211 W. Fort Street, Suite 2001
Detroit, MI 48226-3277
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Attorney Bar #: 163401 (CA)

¹ Companion cases are matters in which it appears that (1) substantially similar evidence will be offered at trial, or (2) the same or related parties are present, and the cases arise out of the same transaction or occurrence. Cases may be companion cases even though one of them may have already been terminated.